

From: [Hingtgen, Robert J](#)
To: [Murray, Beth](#)
Cc: [Ramaiya, Jarrett](#)
Subject: 3910 120005, Soitec Solar - FW: AB 900 Letter Executed
Date: Tuesday, February 12, 2013 10:37:52 AM
Attachments: [San Diego County AB 900 Acknowledgment letter REVISED.pdf](#)

Beth,

Attached is an electronic copy of the signed AB900 Acknowledgement letter from Soitec, for the Director's signature. I will also deliver the signed hard copy when I receive it this afternoon.

Thanks,

Robert Hingtgen, Planner III
Planning and Development Services
5510 Overland Avenue, 3rd Floor
San Diego, CA 92123
Tel - (858) 694-3712
email - robert.hingtgen@sdcounty.ca.gov

From: Patrick BROWN [mailto:Patrick.BROWN@soitec.com]
Sent: Tuesday, February 12, 2013 10:03 AM
To: Hingtgen, Robert J
Cc: Ramaiya, Jarrett
Subject: AB 900 Letter Executed

Rob,

Here is the Soitec executed version of the letter. I will bring down a wet copy today. I am meeting with Ashley at 13:00.

pb



Soitec Solar Inc.
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Clark.Crawford@soitec.com
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February 11, 2013

VIA ELECTRONIC MAIL

County of San Diego
Planning & Development Services
c/o Mark Wardlaw, Director
5510 Overland Ave, 3rd Floor, Room 310,
San Diego, CA 92123

AB 900 Application for Environmental Leadership Certification

Dear Director Wardlaw:

As you are aware, Soitec Solar Inc. has applied to the California Governor's office to request certification of the Soitec Solar Inc. Rugged Solar and Tierra Del Sol Projects (the "Project") as a Leadership Project subject to streamlined environmental review pursuant to the Jobs and Economic Improvement through Environmental Leadership Act of 2011 (the "Act"), Cal. Pub. Res. Code § 21178 *et seq.* By this letter, Soitec Solar Inc. acknowledges and agrees to its obligations under the Act as set forth at Public Resources Code § 21183(d), (e), and (f).

As required by Public Resources Code § 21183(d), Soitec Solar Inc. agrees that all mitigation measures required pursuant to CEQA to certify the Project under the Act shall be conditions of approval, and those conditions will be fully enforceable by the County of San Diego or another agency designated by the County. Soitec Solar Inc. agrees that all environmental mitigation measures required to certify the Project under the Act will be monitored and enforced by the County for the life of the obligation.

As required by Public Resources Code § 21183(e), Soitec Solar Inc. agrees to pay the costs of the Court of Appeal in hearing and deciding any case, including payment of the costs for the appointment of a special master if deemed appropriate by the court, in a form and manner specified by the Judicial Council, as provided in the Rules of Court adopted the Judicial Council pursuant to the Act.

As required by Public Resources Code § 21183(f), Soitec Solar Inc. agrees to pay the costs of preparing the administrative record for the Project, in a form and manner specified by the County, concurrent with review and consideration of the Project pursuant to CEQA and the Act.

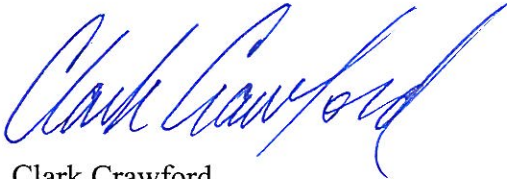
AB 900 Application
Soitec Solar

The Office of Planning and Research has asked that we confirm your agreement and acknowledgement of Soitec's commitments by way of signing on the line below and returning this letter to me at your earliest convenience.

Thank you in advance for your assistance.

Best regards,

Acknowledged and agreed to by:



Clark Crawford
VP Sales and Business Development

Mark Wardlaw
Director, Planning & Development Services
County of San Diego

Dated: _____

Electronic cc:

David Sibbet, County of San Diego, PDS
Jarrett Ramaiya, County of San Diego, PDS
Larry Hofreiter, County of San Diego, PDS
Ashley Gungle, County of San Diego, PDS
Patrick Brown, Permitting Manager, Soitec Solar Development LLC.
Brison Ellinghaus, Project Manager, Soitec Solar Development LLC.
Ryan Waterman, Stoel Rives,
Whalen and Associates, Jim Whalen
Alchemy Consulting Group, Chris Brown,

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